

EXHIBIT 6

Fenner, et al., v. News Corporation, et al.

No. 09-cv-9832 (LGS)

Kennedy Declaration, Exhibit 6

Ikimulisa Livingston (“IL”): Hello.

Zachary Haberman (“ZH”): Hey.

IL: Hi there. There was a car crash in front of the courthouse a little while ago.

ZH: Oh, sorry. Don’t mean to laugh. Anybody hurt?

IL: Yes. There was a – the person hit was a cop in an unmarked Jeep and he was taken out. I don’t know where he went.

ZH: Did you call the shack [the Post’s Police Shack, which monitors police-related breaking news]?

IL: No, I did not call the Shack. I did call Photo and they came out here and got a picture, but –

ZH: Great. And it’s a cop who works in the courthouse?

IL: No.

ZH: He works – he doesn’t have anything to do with the –

IL: Well, he’s totally unrelated to the courthouse. He’s with the Crime Prevention Unit, and he flashing lights and went through a red, and a car –

ZH: Oh, it was a marked car?

IL: I said it was unmarked.

ZH: Unmarked but lights, sirens and a jeep.

IL: Yeah.

ZH: Okay.

IL: Yeah. According to the people I spoke to and –

ZH: You didn’t see it?

IL: No, I did not see it.

ZH: Happened right outside the courthouse?

IL: I'm sorry?

ZH: It happened right outside the courthouse, right?

IL: Right. It happened right outside the courthouse. And –

ZH: And you didn't see it?

IL: No. Why, should I have?

ZH: I'm just wondering how it is something happened outside the courthouse that you weren't able to see.

IL: I went out there. I don't stand outside and watch traffic

ZH: No, I didn't mean that. I mean, once the accident happened.

IL: Oh, yeah. Once the accident happened I was out there.

ZH: So it was a – weren't there two cars involved in this accident?

IL: Yes, there was [*sic*] two cars. The other car was a Saturn. I have license plate numbers for both vehicles. I think a woman was driving the Saturn.

ZH: And had you run these through the typists, the desk?

IL: No.

ZH: If you can't get me, you have got to start running this stuff on your own, Kim. This is – this is like basic stuff. What are the plates? I mean, you can call the desk and have them run a plate.

IL: Yeah, yeah, I just thought – I, you know, I didn't know if you guys were interested in or not but –

ZH: I would do it, but, I mean, Kim, you do the leg work first and –

IL: I called five times.

ZH: Kim I do have other things to do you know. I mean, we are all busy. We all have things to do.

IL: Yes.

ZH: What you could have done is [said,] “Hey, run this DMV for me.” I mean, that's got to be done immediately. What are the plates?

IL: The plate for the cop car is D as in David, J as in James, A as in Adam, 2880.

ZH: 2880.

IL: Yes. The civilian car E as in Edward, J as in James, E as in Edward, 9601.

ZH: Anybody hurt?

IL: Yeah. Both people were taken to the hospital.

ZH: What kind of injuries?

IL: I don't know what kind of injuries, but I am told that the cops vehicle, the Jeep, flipped over like three times.

ZH: And the Jeep is the cop car?

IL: That's correct. The Saturn is the civilian car.

ZH: Saturn. Jeep. Anybody arrested?

IL: No.

ZH: Anybody from the courthouse go out to help?

IL: Oh, yeah, yes, plenty of people from the courthouse went to – went to secure the scene, deal with traffic, helped out with the cop, uh.

ZH: Right.

IL: Emergency vehicles got here very quickly though.

ZH: Good. Okay. Alright let me find out what's going on here. I gotta call the cops. I will call the Shack.

IL: Okay.

ZH: Thanks.